

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**SB 207 - HB 350**

February 12, 2017

**SUMMARY OF BILL:** Establishes that the Commissioner of the Department of Safety (DOS), in addition to issuing certified affidavits, may issue other similar certifications attesting that a motorist has failed to file appropriate report forms within 90 days of an accident, thereby creating a rebuttable presumption that the motorist was uninsured at the time of the accident. Deletes several obsolete provisions in the Tennessee Financial Responsibility Law (TFRL) of 1977. Authorizes supporting evidence to be provided in support of certain statements submitted regarding a party's intention to rebut a presumption in certain civil actions involving personal injury.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- Based on information provided by the DOS, after a motor vehicle accident has occurred, each individual involved in the accident must submit an owner-driver report within 20 days of the accident. This report provides information needed on the driver and determines whether each driver and owner was insured at the time of the accident.
- Failure to file the appropriate reports within the full 90-day period creates a rebuttable presumption that the motorist at fault was uninsured at the time of the accident, and subsequently, DOS will issue a certified affidavit confirming that the appropriate reports were not received in a timely manner.
- Authorizing DOS to issue similar certifications in place of a certified affidavit will have no fiscal impact on DOS.
- Removing obsolete provisions from the TFRL will not result in any impact to state or local government.
- Authorizing the submittal of supporting evidence to be provided in support of certain statements submitted regarding a party's intention to rebut a presumption could impact the private parties to civil actions; however, any fiscal impact to state or local government is estimated to be not significant.

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**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/jdb